

PATENT
Customer No. 22,852
Attorney Docket No. 09367.0020-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Corey E. NISLOW et al.)	Group Art Unit: 1631
)	
Application No.: 09/888,063)	Examiner: Ardin H. MARSCHEL
)	
Filed: June 22, 2001)	Confirmation No.: 6972
)	
For: IMAGE ANALYSIS FOR)	
PHENOTYPING SETS OF)	
MUTANT CELLS)	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached Form PTO/SB/08. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed documents are attached.

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Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

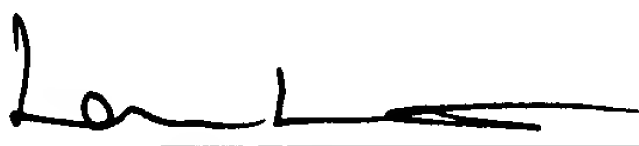
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any further fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 

Lauren L. Stevens
Reg. No. 36,691

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

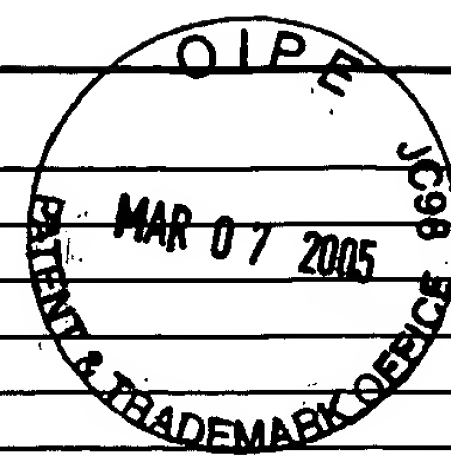
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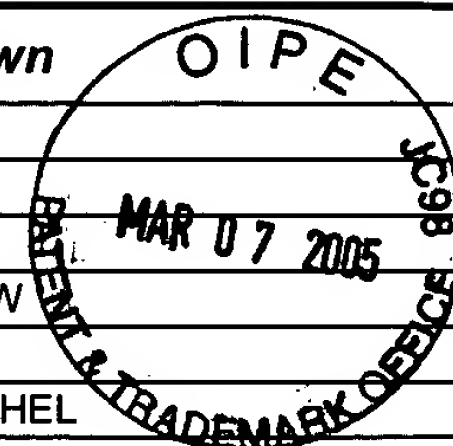
**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

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		Number-Kind Code (if known)			
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	1.	WO 00/65472 A1	11/02/2000			
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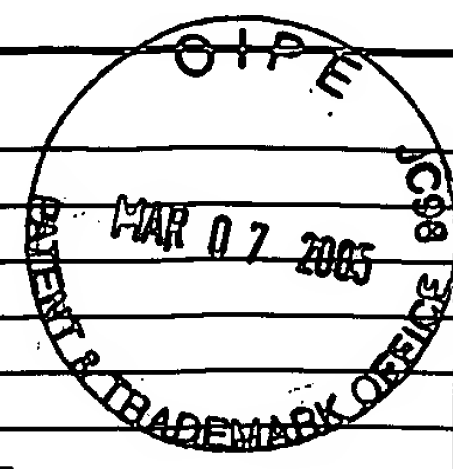
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	12.	WO 01/35072 A2	05/17/2001			

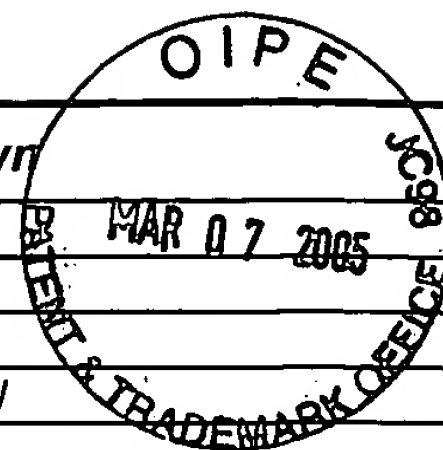
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				Examiner Name	Ardin H. MARSCHEL
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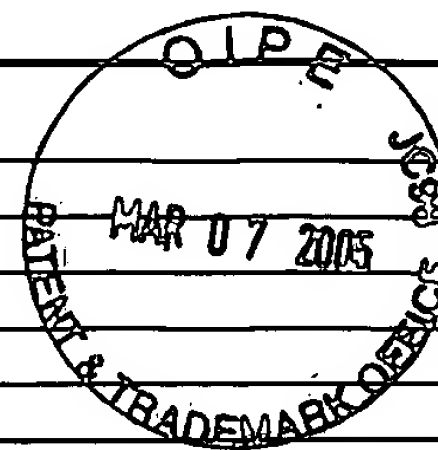
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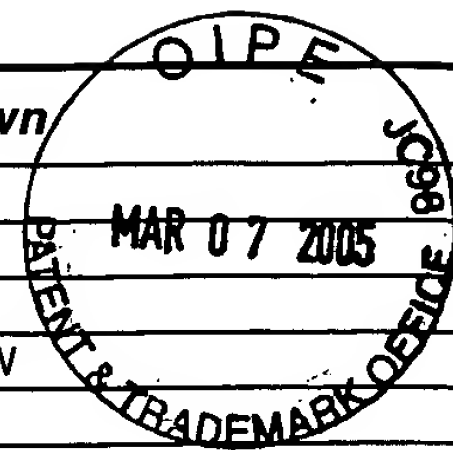
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	119.	International Preliminary Examination Report completed September 26, 2002, for Application No. PCT/US01/27709, filed September 7, 2001.
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	125.	MOLINARI et al, "Automated Image Analysis for Monitoring Oxidative Burst in Macrophages," <i>Analytical and Quantitative Cytology and Histology</i> , 22(5): 423-427 (2000)
	126.	SAKAI et al., "Rapid and Sensitive Neurotoxicity Test Based on the Morphological Changes of PC12 Cells with Simple Computer-Assisted Image Analysis," <i>J. Bioscience and Bioengineering</i> , 90(1): 20-24 (2000)
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	129.	International Search Report and Written Opinion mailed December 16, 2004, for Application No. PCT/US2004/022970, filed July 15, 2004.
	130.	New Riverside University Dictionary, published by Houghton Mifflin Company, One Beacon Street, Boston, MA, 02108, p 413 (1984)

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.